IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA EASTERN DIVISION NO. 4:05-CR-58-1H

UNITED STATES OF AMERICA,)

v.)

bobby ray Smallwood,)

Defendant.

This matter is before the court on defendant's motion for return of overpayment of restitution funds [DE #60]. A review of the court's financial records in this matter reveal that the court correctly transferred the money to overpayment, and that as the money was from a US Treasury offset, Treasury would have issued the refund. As the overpayment was properly transferred from the court, the motion [DE #60] is denied.

This 3rd day of December 2020.

Malcolm J. Howard

Senior United States District Judge

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ORDER

At Greenville, NC #26